IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 5629 of 2005

Between:

Avatar Meharbaba Charitable Trust, Tettekunta Village (Chandragiri Agraharam) Vemulawada Mandal, Karimnagar District rep., by its Chairman Sri D.Prabhakar Rao, s/o D.Surya Rao,

..... PETITIONER

AND

1 The District Collector, Karimnagar District, Karimnagar.
2 The Superintendent of Police, Karimnagar District, Karimnagar.
3 The Inspector of police, Vemulawada, Karimnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a proper writ order or orders or one in the nature of mandamus a. declaring the action of the respondents in not acting on the representation given by the petitioner trust on 12-3-2005 for recovery of stolen material as well as not maintaining the law and order where unsocial elements are obstructing the construction of arches for Avatar Meharbaba Temple in Survey No.4, Tekkekunta Village, Vemulawada Mandal, Karimnagar District is arbitrary and illegal. b. and a direction may be issued to the respondents to prevent the un-social elements obstructing the construction of arches in survey No.4, Tekkekunta Village, Vemulawada Mandal, Karimnagar District or to pass any other order or orders appropriate in the case may be passed.

Counsel for the Petitioner: MR.M.RAMA RAO

Counsel for the Respondent No.1: GP FOR REVENUE

Counsel for the Respondent Nos. 2 & 3: GP For HOME

The Court at the stage of admission made the following :

***ORAL ORDER*:**

Heard. Perused the material placed before me.

Petitioner seeks to declare the action of the respondents in not acting upon the representation dated 12.3.2005 given by the petitioner-Trust for recovery of stolen material as well as not maintaining the law and order where anti social elements are obstructing the construction of arches for Avatar Meharbaba Temple in Sy. No. 4, Tettekunta village, Vemulawada Mandal in Karimnagar District as illegal and consequently to direct the respondents to prevent such anti social elements from obstructing such constructions.

Learned counsel for the petitioner represented that some constructions in the nature of arches are being taken up by the petitioner Trust near the Avatar Meharbaba temple in Tettikunta village and some disgruntled elements who could not be successful in grabbing that land, have been causing obstructions, with an intent to take away the property. In consequence of which, the petitioner made a representation to the District Collector as well as to the Superintendent of Police, to take action against the concerned.

It is his further contention that though the District Collector himself gave permission to the petitioner for such construction, no action has been initiated.

Having regard to the facts and circumstances of the case, the respondents are directed to consider the representation dated 12.3.2005, purported to have been given by the petitioner and pass appropriate orders thereon, as expeditiously as possible.

Accordingly, the writ petition is disposed of at the stage of admission. No costs.

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kvsn 18-03-2005

To

1 The District Collector, Karimnagar District, Karimnagar.
2 The Superintendent of Police, Karimnagar District, Karimnagar.
3 The Inspector of police, Vemulawada, Karimnagar District.

4 Two CCs to GP for Revenue, High Court buildings, Hyderabad.

5 Two CCs to GP for Home, High Court buildings, Hyderabad.

6 Two CDs.